

REMARKS

This Response is submitted in response to the final Office Action mailed November 1, 2006. Claims 67-80 were examined on their merits and are currently pending in the present application.

I. The Nonstatutory Double Patenting Rejection

Claims 67-80 stand rejected under the judicially created doctrine of obviousness-type double patenting as allegedly being unpatentable over claims 1-17 of U.S. Patent No. 6,621,834 to Scherpbier, *et al.* ("Scherpbier"). See Office Action at page 2. Applicants submit concurrently herewith a terminal disclaimer in compliance with 37 CFR §1.321 which overcomes the non-statutory double patenting rejection. Applicants further submit that the present application (Serial Number 10/624,721) and issued Patent 6,621,834 are commonly owned by INTERCALL, INC. Applicants respectfully request that the Examiner withdraw the double patenting rejection in light of the concurrently filed terminal disclaimer.

II. Recently Submitted Information Disclosure Statement

An Information Disclosure Statement and accompanying PTO/SB/08b were filed on December 14, 2006. There is presently no indication that the Examiner considered the documents identified in that Information Disclosure Statement. Accordingly, the Examiner is respectfully requested to acknowledge consideration of the documents identified in that Information Disclosure Statement by initialing the PTO/SB/08b form and returning a copy of the initialed form to the undersigned.

CONCLUSION

In view of the foregoing, Applicants believe that the entire application is now in condition for allowance and such action is respectfully requested. If it is believed that prosecution can be assisted thereby, the Examiner is invited to contact Applicants' undersigned representative at the below-listed telephone number. While it is believed this Response is timely submitted, in the event any additional fees are required for the PTO to consider this Response, the PTO is hereby authorized to charge any necessary fee to the undersigned Deposit Account No. 50-2613 (Order Number 45098.00008.CON1.P1068).

Respectfully submitted,

PAUL, HASTINGS, JANOFISKY & WALKER LLP

Dated: 1/5/07

By: Amy E. Simpson
Amy E. Simpson, Esq.
Reg. No. 54,688

PAUL, HASTINGS, JANOFISKY & WALKER LLP
P.O. BOX 919092
San Diego, CA 92191-9092
Telephone: (858) 720-2500
Facsimile: (858) 720-2555